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CONAGRA FOODS, INC.  
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15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION  
18

19 LEVI JONES, CHRISTINE STURGES,  
and EDD OZARD, individually and on  
20 behalf of all others similarly situated,

21 Plaintiffs,

22 v.

23 CONAGRA FOODS, INC.,

24 Defendant.  
25  
26  
27  
28

Case No. 12-cv-1633-CRB

**STIPULATION AND  
~~PROPOSED~~ ORDER SETTING  
DATE FOR RESPONSE TO  
SECOND AMENDED  
COMPLAINT**

The Hon. Charles R. Breyer

1 Plaintiffs and Defendant ConAgra Foods, Inc. ("Defendant" or "ConAgra"),  
 2 by and through their respective counsel of record, enter into the following  
 3 stipulation, based upon the recitals below:

- 4 1. On December 17, 2012, the Court entered its Order Granting In Part  
 5 Motion to Dismiss;
- 6 2. That Order provides that "any amended complaint in this action shall be  
 7 filed within thirty (30) days of this Order;"
- 8 3. Plaintiffs intend to file a Second Amended Complaint within the thirty  
 9 day period specified by the Court ;
- 10 4. The parties accordingly have agreed that Defendant should not be  
 11 required to respond further to the First Amended Complaint, and should  
 12 have twenty (20) days following the filing of the Second Amended  
 13 Complaint to file a response to that complaint;

14  
 15 **IT IS SO STIPULATED.**

16  
 17 Dated: December 19, 2012

HOGAN LOVELLS US LLP

18 By: /s/ Robert B. Hawk  
 19 Robert B. Hawk  
 20 Attorneys for Defendant  
 21 CONAGRA FOODS, INC.

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 23 Dated: December 19, 2012

PRATT & ASSOCIATES

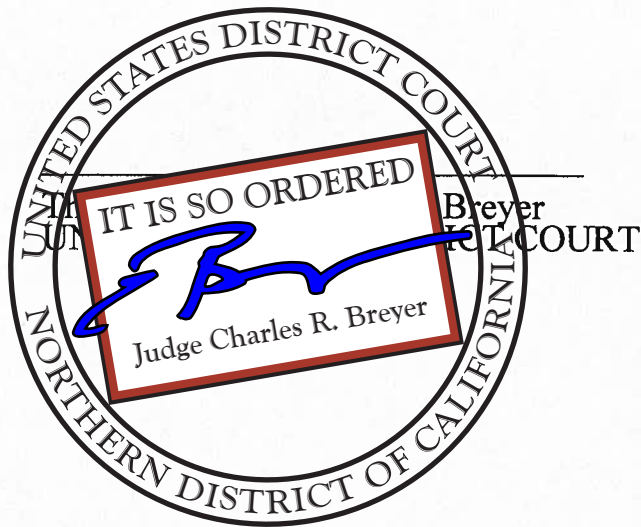
24 By: /s/ Ben F. Pierce Gore  
 25 Ben F. Pierce Gore  
 26 Attorneys for Plaintiff  
 27 LEVI JONES  
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**ORDER**

PURSUANT TO STIPULATION and good cause appearing, the Court orders that Defendant's further response to the complaint in this action shall be due twenty (20) days following Plaintiffs' filing of a Second Amended Complaint.

IT IS SO ORDERED.

Dated: December 20, 2012



I, Robert B. Hawk, attest that Ben F. Pierce Gore has approved, and consented to his signature appearing on, this Stipulation And [Proposed] Order Setting Date For Response To Second Amended Complaint.